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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) No. CR 07-0039 WHA (JL)
Plaintiff,) STIPULATION AND [PROPOSED]
v.) ORDER EXCLUDING TIME FROM
JAIME GONZALEZ,) SPEEDY TRIAL ACT CALCULATION
Defendant.) (18 U.S.C. § 3161(h)(8)(A))

With the agreement of the parties, and with the consent of defendant Jaime Gonzalez, the Court enters this order documenting defendant's exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(c)(1), from January 30, 2007, to February 6, 2007. The parties agree, and the Court finds and holds, as follows:

1. Defendant agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, in this case.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from January 30, 2007, to February 6, 2007, outweigh the best interest of the public and the defendant in a speedy trial. *Id.* at § 3161(h)(8)(A).

1 3. Accordingly, and with the consent of the defendant, at the hearing on January 30,
2 2007, the Court ordered that the period from January 30, 2007, to February 6, 2007, be excluded
3 from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

4 IT IS SO STIPULATED:

5 6 DATED: January 30, 2007

6 /s/
7 JOSH COHEN
7 Attorney for Defendant

8 9 DATED: January 30, 2007

9 /s/
10 ANDREW P. CAPUTO
10 Assistant United States Attorney

11 12 IT IS SO ORDERED.

13 14 DATED: 1/31/07

